

consent decree with The Procter & Gamble Cellulose Corporation includes a covenant not to sue by the United States under Sections 106 and 107 of the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, 42 U.S.C. 9606 and 9607, and under Section 7003 of the Resource Conservation and Recovery Act ("RCRA"), 42 U.S.C. 6973.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the two proposed consent decrees. With respect to the consent decree with The Procter & Gamble Cellulose Corporation, commenters may request an opportunity for a public meeting in the affected area, in accordance with section 7003(d) of RCRA. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to the *United States v. Velsicol Chemical Corporation, et al.*, DOJ Ref. #90-11-2-629A.

The proposed consent decrees may be examined at the office of the United States Attorney, Western district of Tennessee, 1026 Federal Office Building, 167 N. Main Street, Memphis, Tennessee 38103; the Region IV Office of the Environmental Protection Agency, 345 Courtland Street NE., Atlanta, Georgia 30365; and at the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of the proposed consent decrees may be obtained in person or by mail from the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, DC 20005. In requesting copies please refer to the referenced case and enclose a check in the amount of \$9.00 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Bruce S. Gelber,

Acting Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 95-21080 Filed 8-23-95; 8:45 am]

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Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation, and Liability Act of 1980

Notice is hereby given that on July 19, 1995, a proposed Consent Decree in *United States v. Alaskan Battery Enterprises, Inc.*, Civil Action No. A92-606 (D. Alaska), was lodged with the United States District Court for the District of Alaska. This Consent Decree

resolves the United States' claims in this action against K & K Recycling, Inc. regarding its liability under sections 107(a) and 113(g) of CERCLA, 42 U.S.C. 9607(a) and 9613(g), for response costs incurred by the United States in connection with the Alaskan Battery Enterprises Superfund Site in Fairbanks, Alaska. The Decree also resolves the liability of the Defense Reutilization and Marketing Service ("DRMS") and the Army & Air Force Exchange Service ("AAFES"), counterclaim defendants in this matter.

The Decree requires, *inter alia*, that K & K Recycling, Inc. reimburse the United States' response costs in the amount of \$100,000 plus interest through the date of payment. The DRMS and AAFES are required under this Decree to reimburse the United States' response costs in the amounts \$1,169,528.00 and \$636,671.00 plus prejudgment interest from May 1, 1994 through the date of payment, respectively. K & K Recycling, Inc. is obligated, ten days after entry of the Decree, to stipulate to the dismissal with prejudice of its counterclaims against the United States; the United States is obligated, ten days after all payments have been received, to dismiss its claims against K & K Recycling, Inc. with prejudice. The Decree provides to K & K Recycling, Inc., DRMS, and AAFES the contribution protection afforded by section 113(f)(2) of CERCLA, 42 U.S.C. 9613(f)(2). The Decree also contains a reopener that permits the United States, in certain situations, to institute additional proceedings to require that these defendants perform further response actions or to reimburse the United States for additional costs of response.

The Department of Justice will receive comments relating to the proposed Consent Decree for a period of thirty (30) days from the date of this publication. Comments should be addressed to the Assistant Attorney General of the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Alaskan Battery Enterprises, Inc.*, D.J. No. 90-11-3-726A.

The proposed Consent Decree may be examined at the Office of the United States Attorney for the District of Alaska, Room 253, Federal Building and U.S. Courthouse, 222 West Seventh Avenue, Anchorage, Alaska 99513-7567; the Region 10 Office of the Environmental Protection Agency, 1200 Sixth Avenue, Seattle, Washington 98101; and at the Consent Decree Library, 1120 G Street NW, 4th Floor,

Washington, DC 20005 (Tel: 202-624-0892). A copy of the proposed Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street NW, 4th Floor, Washington, DC 20005. In requesting a copy, please enclose a check in the amount of \$6.50 (25 cents per page reproduction cost) payable to Consent Decree Library.

Bruce Gelber,

Acting Chief, Environmental Enforcement Section, Environment & Natural Resources Division.

[FR Doc. 95-21081 Filed 8-23-95; 8:45 am]

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Lodging of Consent Decree Pursuant to CERCLA

Notice is hereby given that a proposed consent decree in *United States v. City of Marianna, Florida*, Case No. 94-50092/RV was lodged on August 9, 1995, with the United States District Court for the Northern District of Florida, Panama City Division. The consent decree settles a claim for reimbursement of response costs brought against the City of Marianna under section 107(a) of the Comprehensive Environmental Response, Compensation, and Recovery Act of 1980, as amended, 42 U.S.C. 9607(a), in response to the release or threatened release of hazardous substances into the environment from a three-acre facility located at the City of Marianna Municipal Airport Industrial Park, and counterclaims brought by the City of Marianna, Florida against the United States. Under the consent decree, the City of Marianna agrees to reimburse the United States \$500,000 plus interest within three years of the date on which the consent decree is entered by the Court and the defendants agree to dismiss the counterclaims.

The Department of Justice will receive, for a period of thirty (30) days from the date of this publication, comments relating to the proposed consent decree. Comments should be addressed to the Assistant Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, DC 20530, and should refer to *United States v. City of Marianna, Florida*, DOJ Ref. #90-11-3-774.

The proposed consent decree may be examined at the office of the United States Attorney, Northern District of Florida, Panama City Division, 114 East Gregory Street, Pensacola, Florida 32501; the Region IV Office of the United States Environmental Protection Agency, 345 Courtland Street, NE

Atlanta, Georgia 30365; and at the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, DC 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street NW., 4th Floor, Washington, DC 20005. In requesting a copy please refer to the referenced case and enclose a check in the amount of \$4.00 (25 cents per page reproduction costs), payable to the Consent Decree Library.

Bruce Gelber,

Acting Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

[FR Doc. 95-21082 Filed 8-23-95; 8:45 am]

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Antitrust Division

United States v. Sprint Corporation and Joint Venture Co.; Proposed Final Judgment and Competitive Impact Statement

Notice is hereby given pursuant to the Antitrust Procedures and Penalties Act, 15 U.S.C. 16(b)-(h), that a proposed Final Judgment, Stipulation and Competitive Impact Statement have been filed with the United States District Court for the District of Columbia in *United States v. Sprint Corporation and Joint Venture Co.*, Civil Action No. 95-1304. The proposed Final Judgment is subject to approval by the Court after the expiration of the statutory 60-day public comment period and compliance with the Antitrust Procedures and Penalties Act, 15 U.S.C. 16(b)-(h).

The Complaint alleges that the proposed sale of 20% of the voting shares of Sprint Corporation ("Sprint") to France Telecom ("FT") and Deutsche Telekom A.G. ("DT"), and the proposed formation of a joint venture among Sprint, FT and DT to provide certain international telecommunications services, would violate Section 7 of the Clayton Act, as amended, 15 U.S.C. 18, in the markets for international telecommunications services between the United States and France and the United States and Germany, and in the markets for seamless international telecommunications services.

Under the proposed consents decree, Sprint and the joint venture are subject to various restrictions affecting their relationship with FT and DT. These restrictions operate in two distinct phases, lessening over time as competition develops in France and Germany.

During the first phase, while DT and FT still have monopoly rights in Germany and France and competitors have not been licensed, the relationship that Sprint and the joint venture have with DT and FT will be subject to close oversight. Sprint and the joint venture may not acquire ownership or control of certain types of facilities from FT and DT, may not provide services in which FT or DT have special rights except in limited, non-exclusive circumstances, and may not benefit from discriminatory treatment, disproportionate allocation of international traffic, or cross-subsidization by FT and DT. In addition, access to the French and German public switched networks and public data networks cannot be limited in such a way as to exclude competitors of Sprint and the joint venture.

During both the first phase and the second phase, after FT and DT face licensed competitors in all areas of services and facilities in France and Germany, Sprint and the joint venture must make detailed information on their relationships with FT and DT available to competitors, will be precluded from receiving competitively sensitive information that FT and DT obtain from the competitors of Sprint and the joint venture, and may not offer particular services between the United States and France and Germany unless other United States providers also have or can readily obtain licenses from the French and Germany governments to offer the same services. These provisions of the decree will remain in effect for five years beyond the end of the first phase.

Public comment is invited within the statutory 60-day comment period. Such comments, and the responses thereto, will be published in the **Federal Register** and filed with the Court. Comments should be directed to Donald Russell, Chief, Telecommunications Task Force, Antitrust Division, Room 89104, 555 Fourth Street, N.W., Washington, D.C. 20001 (202-514-5621).

Copies of the Complaint, proposed Final Judgment and Competitive Impact Statement are available for inspection in Room 207 of the U.S. Department of Justice, Antitrust Division, 325 7th Street, N.W., Washington, D.C. 20530. (telephone: (202) 514-2481), and at the office of the Clerk of the United States District Court for the District of Columbia, Third Street and Constitution Avenue, N.W., Washington, D.C. 20001. Copies of any of these materials may be

obtained upon request and payment of a copying fee.

Constance K. Robinson,

Director of Operations, Antitrust Division.

In the matter of United States of America, Plaintiff, v. Sprint Corporation and Joint Venture Company, Defendants.

[Civil Action No. 1:95CV01304]

Filed: July 13, 1995.

Stipulation

It is stipulated and agreed by and between the undersigned parties, by their respective attorneys, that:

1. The Court has jurisdiction over the subject matter of this action and over each of the parties hereto and venue of this action is proper in the District of Columbia. Defendants are hereby estopped from contesting the entry or enforceability of the Final Judgment on the ground that the Court lacks venue or jurisdiction over the subject matter of the action or over any defendant. For purposes of this stipulation defendant Joint Venture Company and any reference to Joint Venture Company herein, shall be understood to have the same meaning as the term "Joint Venture Company" in the attached proposed Final Judgment.

2. The parties consent that a Final Judgment in the form hereto attached may be filed and entered by the Court, upon the motion of any party or upon the Court's own motion, at any time after compliance with the requirements of the Antitrust Procedures and Penalties Act (15 U.S.C. 16), and without further notice to any party or other proceedings, provided that plaintiff has not withdrawn its consent. Plaintiff may withdraw its consent to entry of the Final Judgment at any time before it is entered, by serving notice on the defendants and by filing that notice with the Court.

3. Pending entry of the Final Judgment, defendants shall abide by and comply with the provisions of the Final Judgment following consummation of the Investment Agreement dated June 22, 1995 (and related agreements), the Joint Venture Agreement dated June 22, 1995 (and related agreements), or any similar arrangement between any defendant and France Télécom ("FT") or Deutsche Telekom A.G. ("DT"). This obligation shall not be affected by the timing of execution of any agreements between defendants and FT or DT to provide to Sprint and Joint Venture Co. information needed for compliance with the requirements of Sections II.A.1-7 or III of the Final Judgment. Any such agreements, which shall be executed prior to the entry of the Final Judgment, shall be consistent with Section II.B of